

**REMARKS**

**Claim Rejections – 35 U.S.C. §112**

Claims 11-12 and 30-31 have been rejected as failing to comply with the written description requirement. Those claims have now been canceled, which will obviate the rejection.

**Claim Rejections – 35 U.S.C. §103**

All of the claims stand rejected over Kumagai et al., U.S. Patent No. 6,952,804, in view of the TM-1300 Progressive Scan High Resolution Camera Operations Manual (referred to as TM-1300 Manual), either alone or in combination with other secondary references. While the Applicant recognizes that the TM-1300 Manual discloses a camera capable of generating a digital output at a constant frame rate of less than 24 fps, it is respectfully submitted that there is no teaching or suggestion in either the TM-1300 Manual or in Kumagai or any of the other secondary references which would motivate one of ordinary skill in the art to combine the TM-1300 camera with the other elements of the claims to create a high-quality, reduced-data-rate digital video system meeting the present claims.

In particular, there is no teaching in any of the cited references which would have prompted a person of ordinary skill in the relevant field to combine the elements in the way defined in the claims.

The Examination Guidelines for Determining Obviousness published in the OG for 06 November 2007 states, quoting the *KSR* case, “[I]t can be important to identify a reason that would have prompted a person of ordinary skill in the relevant field to combine the elements in the way the claimed new invention does.” As stated at page 7 of the guidelines, “If any of these findings cannot be made, then this rationale cannot be used to support a conclusion that the claim would have been obvious to one of ordinary skill in the art.”

Reconsideration and allowance is accordingly respectfully solicited.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 07-1180.

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Respectfully submitted,

By 

Allen M. Krass

Registration No.: 18,277

GIFFORD, KRASS, SPRINKLE, ANDERSON  
& CITKOWSKI, P.C.

2701 Troy Center Drive, Suite 330

Post Office Box 7021

Troy, Michigan 48007-7021

(248) 647-6000

(248) 647-5210 (Fax)

Attorney for Applicant